

Message Text

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43

ACTION INT-05

INFO OCT-01 EA-07 ISO-00 IO-10 PM-04 PA-01 L-03 ABF-01

OMB-01 TRSE-00 /033 W

----- 054706

R 160813Z DEC 75

FM AMEMBASSY TOKYO

TO SECSTATE WASHDC 5537

INFO CINCPACREP GUAM/TTPI

AMCONSUL NAHA

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CINCPACREP GUAM PASS SAIPAN FOR HICOM AND STATUS LNO

FOR HICOM AND STATUS LNO

DEPT PASS INTERIOR FOR DOTA AND OSN

NAHA FOR QUIGLEY

E.O. 11652 N/A

TAGS: EAID, JA, TQ

SUBJECT: MICRONESIA CLAIMS AGREEMENT

REF: A) HICOMTERPACIS 120300Z DEC 75;

B) HICOMTERPACIS 080802Z DEC 75;

C) TOKYO 6036, MAY 1975

1. ON DEC 15 EMBOFF DISCUSSED WITH FONOFFREP (SASAKI, DEPUTY DIR, SECOND ECONOMIC COOPERAIN DIV) VARIOUS QUESTIONS POSED IN REFTELS A AND B ANDSUBSEQUENT TELECON WITH TTPI REP (PETERSON). IN RESPONSE, SASAKI MADE FOLLOWING POINTS:

2. USE OF INTEREST ON SPECIAL ACCOUNT: NOTE EXCHANGE OF APRIL 18, 1975 GOVERNING USE OF INTEREST REQUIRES ONLY THAT INTEREST BE USED QTE...FOR ADDITIONAL PURCHASE IN JAPAN... OF THE PRODUCTS OF JAPAN AND TH SERVICES OF THE JAPANESE
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PEOPLE ENUMERATED IN THE LIST...UNQTE. THEREFORE, THERE IS

NO RPT NO REQUIREMENT THAT INTEREST EXPENDITURES BE EVENLY SPLIT BETWEEN THREE CATEGORIES OF PRODUCTS AND SERVICES IN LIST (I.E. CONSUMER GOODS, CAPITAL GOODS, AND ECONOMIC DEVELOPMENT PROJECTS). CHOICE GOODS, AND ECONOMIC DEVELOPMENT PROJECT. CHOICE OF ADDITIONAL GOODS AND SERVICES TO BE PURCHASED MY BE MADE BY USG.

3. ALTERATION OF AGREED LIST OF PRODUCTS AND SERVICES: GOJ VIEW IS THAT USG SHOULD MAKE MAXIMUM EFFORT TO COMPLETE PROCUREMENT IN ACCORDANCE WITH AGREED LIST. IN THE EVENT, HOWEVER, THAT THIS APPEARS IMPOSSIBLE, GOJ IS PREPARED TO CONSIDER ON ONE-TIME BASIS USG REQUEST FOR ALTERATION OF LIST. ANY REQUEST FOR ALTERATION SHOULD BE WELL JUSTIFIED, ACCOMPANIED BY FIRM TTPI PLANS FOR COMPLETION OF PROCUREMENT IN ACCORDANCE WITH ALTERED LIST, AND SHOULD BE REGARDED BY BOTH SIDES AS FINAL ALTERATION OF LIST. (SEE REF C FOR FULLER STATEMENT OF THIS POSITION.) IN THE EVENT ITEM(S) ARE DELETED SUCH AS PREFABRICATED SCHOOL BUILDINGS, NEW EXPENDITURES FROM THAT CATEGORY SHOULD KEEP TOTAL AMOUNT OF THAT CATEGORY'S EXPENDITURES (EXCLUSIVE OF INTEREST AGREED EQUAL THREE WAY SPLIT OF ORIGINAL GRANT BETWEEN CAPITAL GOODS, CONSUMER GOODS, AND ECONOMIC DEVELOPMENT PROJECTS. INTEREST EXPENDITURES, OF COURSE, COULD RAISE ANY CATEGORY'S SPENDING BEYOND 600 MILLION YEN LEVEL.

4. EXTENSION OF PROCUREMENT PERIOD BEYOND OCT 15, 1976: AS ENDING OF PROCUREMENT PERIOD HAS ALREADY BEEN EXTENDED ONCE FROM ORIGINAL MADE EVERY EFFORT TO MEET PRESENT DEADLINE FORMALLY AGREED IN APRIL 18, 1975 EXCHANGE OF NOTES: OCT 15 1976.

5. AMENDMENT TO TUNA BOAT CONTRACT: FONOFF HAD NO OBJECTION TO PROPOSED AMENDMENT AND FORWARDED CONTRACT TO MITI FOR USUAL PROCESSING THERE. FONOFF WILL ATTEMPT EXPEDITE MITI'S HANDLING OF CONTRACT AND WILL ADVISE EMBASSY IMMEDIATELY ONCE CONFIRMATION PROCEDURE IS COMPLETED

6. EMBASSY COMMENT: EMBASSY APPRECIATES CONTINUING TTPI PROGRESS ON CLAIMS AGREEMENT (REF B). ALTHOUGH SOME FLEXIBILITY EXISTS IN LIMITED OFFICIAL USE

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GOJ RE ALTERATION OF LIST OF PRODUCTS AND SERVICES, GOJ ATTITUDE TOWARDS POSSIBLE FURTHER EXTENSION OF PROCUREMENT PERIOD SEEMS MUCH HARDER. THUS, EMBASSY SUGGESTS TTPI KEEP WASHINGTON AGENCIES AND EMBASSY FULLY INFORMED OF ANY ANTICIPATED PROCUREMENT PROBLEMS, ESPECIALLY PROBLEMS WHICH WOULD MAKE DIFFICULT COMPLETION OF PROCUREMENT BY OCT 15, 1976. WASHINGTON AGENCIES MAY BE IN A POSITION TO ASSIST IN RESOLVING SUCH DIFFICULTIES. END COMMENT
HODGSON

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENTS, PROCUREMENT, PROPERTY WAR CLAIMS
Control Number: n/a
Copy: SINGLE
Draft Date: 16 DEC 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: izenbei0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975TOKYO17837
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750436-1160
From: TOKYO
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19751237/aaaabhbh.tel
Line Count: 115
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION INT
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: izenbei0
Review Comment: n/a
Review Content Flags:
Review Date: 17 JUL 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <17 JUL 2003 by ShawDG>; APPROVED <19 NOV 2003 by izenbei0>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: MICRONESIA CLAIMS AGREEMENT
TAGS: EAID, JA, TQ
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006